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Grouser Assembly, Patent Application # 10/791,020 I FW



Dear Sirs,

8/6/05

Please find enclosed with this letter to you, another letter containing 6 pages that has been sent to Patent Attorney, Patrick Burkhardt of Burkhardt & Burkhardt in Whitefish, Montana. Also, USPO Receipts.

The reason I am sending you copies of this letter, is to inform you that my son & I have complied with everything Mr. Burkhardt requested us to do during the patent process until now.

I cannot make contact with Mr. Burkhardt as usual, and due to his negligence, I have discovered on my own, that he has let my application become abandoned without notifying us of any other actions at all.

It appears Mr. Burkhardt abandoned us without notice also.

My son Darby & I are both USMC Vets. I am 100% disabled. We have both put our hearts as well as hard work & hard earned money into this invention, and do not want to see it lost due to Mr. Burkhardt's incompetance.

We have had so called friends, try to take our invention, and continue to do so. We are constantly trying & fighting to protect our invention. Now we have to go thru

this anguish with our Patent Attorney that we put all our faith and trust in.

I have invented many things over the past 40 plus years but, never tried to get a patent until now. My son and I worked together on this invention, and I wanted to get it patented so he could have something we did together to be proud of.

We were hoping this invention and patent would help us finance other inventions we want to do in the future together, and get other patents. I don't know if this will ever happen or not, due to thieves and Attorneys like Mr. Burkhart.

I hope this isn't our American way. If it is, inventors like my son and I might as well give up on our dreams.

We would like to file a formal complaint against Mr. Burkhart, and we pray that you can help us get our patent application, and invention back on track.

Thank You for your time in this matter.

Sincerely,

Thomas W. McNutt

Thomas W. McNutt

P.O. Box 153

Rexford, Mt. 59930

Ph#(406)297-7072  
(Patent Application #)  
10/791,020  
Grouser Assembly

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My Patent Attorney's Name, Address,  
and Phone Number:

Patrick Burkhardt  
of Burkhardt & Burkhardt  
Patent Attorneys  
Box 1823  
Whitefish, Montana  
59937

Telephone # 406-862-1187



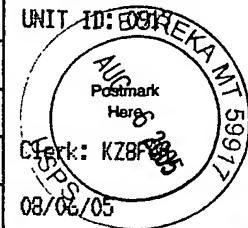
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**Sept To**  
**Burkhart - Patent Attorney**  
Street, Apt No.  
or PO Box No.  
Box 1823, 940 Dakota Ave.  
City, State, Zip - 4  
Whitefish, Mt 59937

PS Form 3800, June 2002

See Reverse for Instructions



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8/5/05

Mr. Burkhart,

What's in the world is going on?  
The other day, I discovered on  
the Internet, that our patent application  
has been abandoned.

I want some answers now!  
Why did you not contact me or Darby?  
Why is your office phone disconnected?  
Why will you not answer your emails?  
Why will you not return your phone  
calls, like your wife said, when I  
finally made contact with someone  
on your home phone, after months  
of trying to contact you?

You have always contacted me by  
mail when something comes up, and I  
have always replied, and paid for every-  
thing immediately. Why not this time?

I have always informed you, on how  
to contact me, if I was going somewhere.

Example: We went on a trip to IL.  
Sept. of 04. You called my cell to  
inform me of an office action. I  
mailed you \$500~~00~~ the next day. I  
also gave you my in-laws phone  
number so you could contact me  
if anything else came up, and you  
couldn't reach me on my cell.



You also had my mailing address,  
I told you before we left town, that  
I was having my mail forwarded  
temp. to my In-Laws while we were  
visiting.

When we returned home to Montana  
in March of this year, I emailed you  
to see how things were going on the  
patent. You replied that you didn't  
know anything yet, and that you were  
waiting to hear from your last response.  
(which I thought you were talking  
about, the office action I sent you  
\$500<sup>00</sup> for Sept. of 04 from Ill.) You  
said nothing of anything else that  
was going on. I have a copy of that email.  
Why didn't you tell me then, that  
something else was going on?

I do not understand what or why you  
have created this mess. I do know and  
want you to understand that I want  
it taken care of & fixed NOW!

I have put too much time, and  
money into this invention, to see  
it go down the toilet simply because  
I hired a patent attorney that is next  
to impossible to communicate with.

Patrick, it has been this way since day one when I hired you in that coffee shop. You never communicate with your clients unless you know your getting paid for something.

Why didn't you contact me this time? There had to be money involved for you.

Do you even have an office? Every-time I have met with you to pay for something, it has always been at a coffee shop, resturant, or a motel room. Now you don't even have a phone. How are your clients able to contact you?

I want copies of all the office actions responses from you. You have never sent us copies of your responses. All we ever receive copies of is the correspondences from the Patent Office indicating we need to pay you more money.

Why do the same questions need to be answered over & over on all the office actions, from all the applications? Maybe if you would ever contact me with questions on our invention, I could help you

understand how & why on our invention, so you could answer the office actions correctly. This would have been better and easier than you guessing at what needs to be written down, and doing things over & over at my expense.

I need you to return the Auto Cad computer program, and computer drawing tablet that you said, you would like to try out. I paid \$1,500.00 for those items, and it appears that it was never used, otherwise you wouldn't keep getting office actions on the drawings. I have the return reciet signed by you <sup>from</sup> when we shipped it to you. I also have the receipt where I purchased the Items. Be sure to pack it well, and insure it as I did when shipping it to you.

As always, I have kept you informed as to my mailing address and phone #. We have just moved. Our mail is being forwarded to our new address, which is:  
Thomas W. McNutt

P.O. Box 153

Rexford, Mt. 59930

Phys. Address is: 142 Warland, Rexford, Mt. 59930  
Phone #'s: 406-297-7072  
Cell #'s: 406-249-7624 <same # as always

Patrick, I could embellish on this nightmare but, I wont at this time.

I am sending a copy of this letter to the Com. of Patents, Examiners supervisor Joe Morano, Russell Stormer, and the Ethics Committee hoping they can help you get this straightened out.

I'll not be responsible for your negligence or incompetence in this matter.

I have always complied to all you requested.

This abandonment issue is a problem you created, and you need to take care of it immediately! Not at my expense.

Regards,

Thomas W. M. Goff

P.S. You need to make copies of my original file, & mail all my originals to me, like you said you were going to do when I hired you. I have copies of everything (that I made) before giving the originals to you. You keep copies you make. I want my originals, as well as the responses you made on all office actions.

~~Now~~ I meant to remind you that, you have always had Darby's email & cell # to contact also. It was given to you several times, and you never answered his emails either. There is no excuse for not contacting us, on any matter, and leading us to believe when you finally answered our email ~~on~~ March of 05, this year, that you hadn't heard anything yet on your response. ??????

Patrick if you are not going to follow thru, and complete the work I hired you to do, I want refunded so I can hire a competent Patent attorney to complete the job. I mean all monies I paid to you to do a job from day one!